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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE FEB 11 2009

In re application of: **ANDREW J. TOTI**Application Serial No.: **10/693,263**Filing Date: **10/23/2003**For: **CONTROL ROD MECHANISM AND SYSTEM**Attorney Docket: **50534.3**

Examiner:

**Boes, Terence**Art Unit: **3682****Petition for Extension of Time**Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450Total pages: 3

Sir:

**CERTIFICATE OF TRANSMISSION**I hereby certify that this correspondence is being facsimile transmitted to the US Patent and Trademark Office, Fax No. (571) 273-8300 on February 11, 2009.

Typed or printed name of Person signing this certificate:

PHILIP A. DALTON

Signature: Philip Walton 2/11/09

Registration Number: 26859

This cover letter and the enclosed Petition for Extension of Time are being facsimile transmitted to the US Patent and Trademark Office on February 11, 2009, to extend the period for response to the final rejection in the above-identified application, and thereby permit filing one or more continuing applications.

Respectfully submitted,

Date: 11 February 2009Philip Walton

Philip A. Dalton

Attorney for applicant, Registration #26859

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PTO/SB/22 (01-09)

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|   |                                  |  |                         |
|---|----------------------------------|--|-------------------------|
| <b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)</b><br><b>FY 2009</b><br><i>(Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)</i>   |                                  | Docket Number (Optional)<br>50534.3 (formerly 50604) |                         |
| Application Number 10/693,263   |                                  | Filed 10/23/2003                                     |                         |
| For <b>CONTROL ROD MECHANISM AND SYSTEM</b>   |                                  |  |                         |
| Art Unit 3682   |                                  | Examiner <b>BOES, TERENCE</b>                        |                         |
| This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.  |                                  |  |                         |
| The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):   |                                  |  |                         |
|   |                                  | <u>Fee</u>   | <u>Small Entity Fee</u> |
| <input type="checkbox"/>  | One month (37 CFR 1.17(a)(1))    | \$130  | \$65                    |
| <input type="checkbox"/>  | Two months (37 CFR 1.17(a)(2))   | \$490  | \$245                   |
| <input checked="" type="checkbox"/>   | Three months (37 CFR 1.17(a)(3)) | \$1110   | \$555                   |
| <input type="checkbox"/>  | Four months (37 CFR 1.17(a)(4))  | \$1730   | \$865                   |
| <input type="checkbox"/>  | Five months (37 CFR 1.17(a)(5))  | \$2350   | \$1175                  |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.<br><input type="checkbox"/> A check in the amount of the fee is enclosed.<br><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.<br><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.<br><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number <u>04-0039</u> . |                                  |  |                         |
| WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  |                                  |  |                         |
| I am the <input type="checkbox"/> applicant/inventor.   |                                  |  |                         |
| <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71.<br>Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).  |                                  |  |                         |
| <input checked="" type="checkbox"/> attorney or agent of record. Registration Number <u>26,859</u>  |                                  |  |                         |
| <input type="checkbox"/> attorney or agent under 37 CFR 1.34.<br>Registration number if acting under 37 CFR 1.34 _____  |                                  |  |                         |
| <u>Philip A. Dalton</u><br>Signature  |                                  | <u>11 FEBRUARY 2009</u><br>Date                      |                         |
| <u>PHILIP A. DALTON</u><br>Typed or printed name  |                                  | <u>415.505.0716</u><br>Telephone Number              |                         |
| NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.   |                                  |  |                         |
| <input checked="" type="checkbox"/> Total of <u>1</u> forms are submitted.  |                                  |  |                         |

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| <input type="checkbox"/> One month (37 CFR 1.17(a)(1))  | \$130      | \$65   | \$ _____   |
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| <input type="checkbox"/> A check in the amount of the fee is enclosed.  |            |  |            |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.   |            |  |            |
| <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.  |            |  |            |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number <u>04-0039</u>                   |            |  |            |
| <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>               |            |  |            |
| I am the <input type="checkbox"/> applicant/inventor.   |            |  |            |
| <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71.<br>Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).  |            |  |            |
| <input checked="" type="checkbox"/> attorney or agent of record. Registration Number <u>26,859</u>  |            |  |            |
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| <u>Philip A. Dalton</u> 2/11/09   |            | 11 FEBRUARY 2009                                     |            |
| Signature   |            | Date   |            |
| PHILIP A. DALTON  |            | 415.505.0716   |            |
| Typed or printed name   |            | Telephone Number                                     |            |
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